

Atty. Dkt. No. 073442-1407

#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Sundram, et al.

Title:

INCREASING THE HDL LEVEL AND THE HDL/LDL RATIO IN HUMAN SERUM BY BALANCING

SATURATED AND

POLYUNSATURATED DIETARY

FATTY ACIDS

Appl. No.:

09/828,448

Filing

04/06/2001

Date:

Examiner:

Unknown

Art Unit:

1761

CERTIFICATE OF MAILING
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date below.

(Printed Name)

(Signature)

(Date of Deposit)

TRANSMITTAL OF MISSING PARTS OF PATENT APPLICATION

Commissioner for Patents Washington, D.C. 20231

Attn: BOX MISSING PARTS

Sir:

In response to the Notice to File Missing Parts of Application mailed on May 21, 2001, in the above-identified application, transmitted herewith are the missing parts needed to complete the filing of the subject patent application.

Enclosed are:

- [X] Declaration and Power of Attorney (4 pages)
- [X] Copy of Notice to File Missing Parts (Part 2 of Form PTO-1533)
- [X] Other: Petition for Extension of Time
- [X] Check in the amount of \$65.00 in payment of surcharge fee (37 C.F.R. § 1.16(e))
- [X] Check in the amount totaling \$483.00 to cover surcharge fee, filing fee and excess claim fee.

Atty. Dkt. No. 073442-1407

[] Please charge Deposit Account No. 50-0872 in the amount of \$65.00 in payment of surcharge fee (37 C.F.R. § 1.16(e))

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Respectfully submitted,

Date 21 August 2001

FOLEY & LARDNER P.O. Box 80278

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Wesley B. Ames

Attorney for Applicant

Registration No. 40,893

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Commissioner for Patents, Washington, D.C. 20231, on

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(Date of Deposit)

the date; below.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Sundram, et al.

Title:

INCREASING THE HDL LEVEL AND THE HDL/LDL RATIO IN

HUMAN SERUM BY

BALANCING SATURATED AND POLYUNSATURATED **DIETARY FATTY ACIDS**

Appl. No.:

09/828,448

Filing Date:

04/06/2001

Examiner:

Unknown

Art Unit:

1761

COMMUNICATION

Commissioner for Patents **Box MISSING PARTS** Washington, D.C. 20231

Sir:

This communication is responsive to the Notice to File Missing Parts of Nonprovisional Application dated May 21, 2001, concerning the above-referenced patent application. The attached Combined Declaration and Power of Attorney is being filed without Kalyana Sundram's signature but with the signatures of the other inventors. Dr. Sundram is in Malaysia, and while we have requested execution by him, we have not received his executed copy of the Declaration. Upon receipt of Dr. Sundram's executed copy, we will immediately forward it to the Patent Office for entry.

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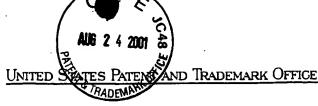
Respectfully submitted,

Wesley B. Ames

Attorney for Applicant

Registration No. 40,893





COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C. 20231

www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/828,448

04/06/2001

Sundram

073442-1407

CONFIRMATION NO. 6901

FORMALITIES LETTER

OC000000006096818*

Wesley B. Ames **FOLEY & LARDNER** 402 W. Broadway, 23rd Floor San Diego, CA 92101

Date Mailed: 05/21/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$63.
 - \$63 for 7 total claims over 20.
- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 483.

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A copy of this notice <u>MUST</u> be returned with the reply.	09828448 355.00 63.00 65.00
Customer Service Center	0000000
Initial Patent Examination Division (703) 308-1202 PART 2 - COPY TO BE RETURNED WITH RESPONSE	06/27/2001 SSESHE1 01 FC:201 02 FC:203 03 FC:205